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Attorney for Plaintiff
BARRY KLIFF

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

BARRY KLIFF,

Plaintiff,

vs.

HEWLETT-PACKARD COMPANY, a
Delaware Corporation, YVONNE HUNT,
an individual; and DOES 1 through 50,
inclusive,

Defendants.

Case No. C-05-01438 JW

**STIPULATION AND ~~PROPOSED~~
ORDER CONTINUING DISCOVERY
CUT-OFF DATE, EXPERT WITNESS
DISCLOSURE DATES, AND TRIAL
SETTING CONFERENCE DATES**

1 WHEREAS, the parties filed, and the Court approved, a stipulation on May 4, 2006,
 2 requesting that the Court continue the scheduled expert disclosure and discovery cut-off dates
 3 because the parties believed the case was ripe for Defendant to file a summary judgment motion
 4 and it was in their best interests, as well as the Court's, to litigate Defendant's summary judgment
 5 motion before expending further time and resources completing discovery, including additional
 6 depositions and expert discovery;

7 WHEREAS, the parties filed, and the Court approved, a stipulation on September 12,
 8 2006, requesting that the Court continue the scheduled expert disclosure and discovery cut-off
 9 dates again because the Court continued the hearing date on Defendant's summary judgment
 10 motion until September 25, 2006 due to its unavailability, and then to October 3, 2006, due to
 11 Plaintiff's request;

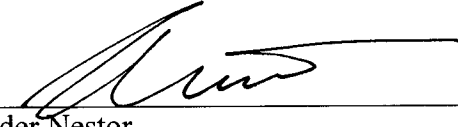
12 WHEREAS, the Court took Defendant's motion under submission following the hearing
 13 on October 3, 2006;

14 THEREFORE, the parties stipulate and hereby respectfully request that the Court issue an
 15 order continuing the following dates as indicated so that the parties can avoid expending further
 16 time and resources completing discovery, including additional depositions and expert discovery,
 17 until the Court rules on Defendant's motion:

- 18 1) Last day for designated expert witnesses to produce their Rule 26 Reports is
 19 November 20, 2006;
- 20 2) Last day for Fact Discovery and Expert Discovery is December 22, 2006;
- 21 3) Last day to file/lodge the Preliminary Pretrial and Trial Setting Conference
 22 Statement and Proposed Order with chambers is January 12, 2007;
- 23 4) The Preliminary Pretrial and Trial Setting Conference is January 22, 2007.

MORGAN, LEWIS & BOCKIUS LLP

DATED: 10/17/06


Alexander Nestor
Attorneys for Defendant Hewlett-Packard
Company

LAW OFFICES OF BARRY B. KAUFMAN, APC

DATED: _____

Barry B. Kaufman
Attorney for Plaintiff Barry Kliff

ORDER

Pursuant to the parties' STIPULATION, and GOOD CAUSE having been shown therefor,
IT IS SO ORDERED:

DATED: _____

The Honorable James Ware
United States District Judge

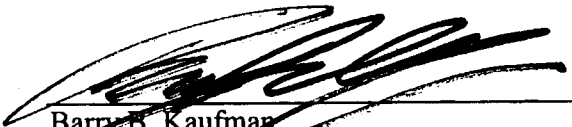
MORGAN, LEWIS & BOCKIUS LLP

DATED: _____

Alexander Nestor
Attorneys for Defendant Hewlett-Packard
Company

LAW OFFICES OF BARRY B. KAUFMAN, APC

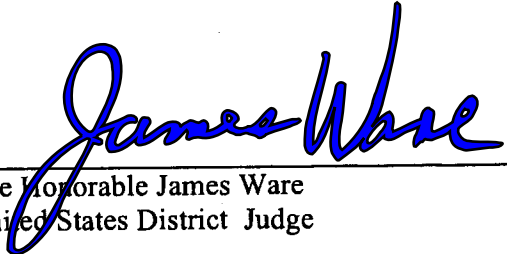
DATED: Oct. 16, 2006


Barry B. Kaufman
Attorney for Plaintiff Barry Kliff

ORDER

Pursuant to the parties' STIPULATION, and GOOD CAUSE having been shown therefor,
IT IS SO ORDERED:

DATED: 10/18/2006


The Honorable James Ware
United States District Judge